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THUNDER PROPERTIES, INC.

7 UNITED STATES DISTRICT COURT
8 DISTRICT OF NEVADA

9 ***

10 BANK OF AMERICA, N.A.,)

11 Plaintiff,)

12 vs.)

13 TOWNHOUSE GREENS ASSOCIATION,)
14 INC. and THUNDER PROPERTIES, INC.,)

15 Defendants.)
16

Case No. 3:17-cv-00087-MMD-WGC

17 **STIPULATION AND ORDER TO EXTEND TIME TO RESPOND TO**
MOTION FOR PARTIAL SUMMARY JUDGMENT
18 **(Third Request)**

19 COMES NOW, Defendant, THUNDER PROPERTIES, INC. and Plaintiff, BANK OF
20 AMERICA, N.A., by and through their undersigned counsel, and hereby stipulate and agree as
21 follows:

- 22 1. On April 2, 2019, Plaintiff filed a Motion for Partial Summary Judgment herein
23 [ECF #40]. Responses to said Motion are were originally due on April 23, 2019.
- 24 2. On April 23, 2019, the parties submitted a stipulation to extend the time to
25 respond to the subject motion until May 14, 2019. [ECF #41]. Said stipulation
26 was approved by the Court on the same date. [ECF #42].
- 27 3. On May 14, 2019, the parties submitted a second stipulation to extend the time to
28 respond to the subject motion until May 28, 2019. [ECF #43]. Said stipulation

was approved by the Court on May 15, 2019. [ECF #44].

4. Thunder's counsel was required to devote time and attention to numerous other pending legal matters between May 14, 2019 and May 28, 2019. As a result, counsel was unable to file Thunder's Opposition to the subject Motion prior to May 28, 2019. The Opposition has been filed concurrently with this stipulation. [ECF #46].

5. Thunder's counsel respectfully submits that the failure to timely file the Opposition was the result of excusable neglect and that this matter should be decided on the merits.

6. The parties stipulate and agree that Thunder's Opposition which is being filed concurrently herewith on May 30, 2019, shall be deemed timely filed.

7. Plaintiff shall have an extension of time until June 17, 2019 in which to file any Reply.

8. This Stipulation is made in good faith and not for purpose of delay.

Dated this 30th day of May, 2019.

ROGER P. CROTEAU &
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AKERMAN, LLP

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IT IS SO ORDERED.

By: 
Judge, U.S. District Court

Dated: June 4, 2019

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 30th day of May, 2019, I served via the United States District Court CM/ECF electronic filing system, the foregoing **STIPULATION AND ORDER TO EXTEND TIME TO RESPOND TO MOTION FOR PARTIAL SUMMARY JUDGMENT (Third Request)** to the following parties:

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